

1 COLEMAN, BALOGH & SCOTT LLP
2 ETHAN A. BALOGH, No. 172224
3 JAY A. NELSON, No. 258431
4 235 Montgomery Street, Suite 1070
5 San Francisco, CA 94104
6 Telephone: 415.391.0440
7 Facsimile: 415.373.3901
8 eab@colemanbalogh.com
9 jay@colemanbalogh.com

10 Attorneys for Defendant
11 JOHN THAT LUONG

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION

15 UNITED STATES OF AMERICA,
16 Plaintiff,
17 v.
18 JOHN THAT LUONG,
19 Defendant.

20 Case No. 96 Cr. 94 (JSW)

21 SUPPLEMENTAL DECLARATION OF
22 ETHAN A. BALOGH

23 Before the Honorable Jeffrey S. White
24 United States District Judge
25
26
27
28

1 I, Ethan A. Balogh, declare under penalty of perjury as follows:

2 1. I am a partner in the law firm of Coleman, Balogh & Scott LLP and serve as counsel
3 to Defendant John That Luong. I am admitted to practice before this Court, and except as where
4 otherwise expressly noted, state the following on personal knowledge, and if called as a witness
5 could testify competently thereto.

6 2. I make this supplemental declaration on information and belief in support of Mr.
7 Luong's motions pursuant to 28 U.S.C. § 2255 and for discovery. I am informed and believe that
8 the subject of Mr. Luong's Claim IX—Tuan Thanh Nguyen, aka "Ah Muoi"—has naturalized as
9 a United States Citizen during the year 2014, and has assumed the Anglicized name Leon
10 Nguyen. Mr. Luong contends that this development further supports his argument that the
11 United States has granted lenience to Nguyen in exchange for services as a Government
12 informant. This Court should require the Government to verify or refute Nguyen's United States
13 citizenship.

14 I state the foregoing is true and correct under penalty of perjury under the laws of the
15 United States.

16 

17
18 Dated: June 6, 2014

ETHAN A. BALOGH

PROOF OF SERVICE

I, Ethan A. Balogh, certify that on June 6, 2014, I served all parties in this matter by causing the foregoing pleading to be filed electronically, as set forth by as set forth by Local Rule 5-1. I declare the foregoing is true and correct under penalty of perjury of the laws of the United States.



Dated: June 6, 2014

ETHAN A. BALOGH